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ReceipT



March 5, 2002

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Commissioner for Patents Washington, D.C. 20231

Office of Initial Patent Examination's Customer Service Center

Re:

Inventors: Ni et al.

Our Ref: 1488.0560002/EKS/ALS

U.S. Utility Patent Application
Appl. No. 09/263,689; Filed: March 5, 1999 RECEIVED

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Technology Center 2100

Sir:

Transmitted herewith for appropriate action are the following documents:

- Request for Corrected Official Filing Receipt; 1.
- A photocopy of the instant Official Filing Receipt with corrections noted 2. in red; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the filing date of these documents and returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLIC: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skqf.com

Commissioner for Patents March 5, 2002 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Aaron L. Schwartz
Agent for Applicants
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EKS/ALS/lam Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NI et al.

Appl. No. 09/263,689

Filed: March 5, 1999

For: Galectin 9 Polypeptides

Confirmation No. 2137

Art Unit: 1642

Examiner: Karen A. Canella

Atty. Docket: 1488.0560002/E

1 ch 2002 NTEB 1600/

Request for Corrected Official Filing Receipt

Commissioner for Patents Washington, D.C. 20231

Sir:

Attn: Office of Initial Patent Examination's Customer Service Center

Applicants hereby request that a corrected Official Filing Receipt be issued and sent to the undersigned representative. Specifically, the following corrections to the Official Filing Receipt are requested:

In the Title section please delete "GALECTIN 8, 9, 10 and 10 SV" and insert --GALECTIN 9 POLYPEPTIDES--.

In support of the above request, a photocopy of the instant Official Filing Receipt is enclosed with the corrections noted in red. It is requested that a corrected Official Filing Receipt be issued, and sent to the undersigned at the earliest possible time.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Agent for Applicants

Registration No. 48 1

Registration No. 48,181

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MAR 1 9 2002

Technology Center 2100

Date: 3/5/02 1100 New York Avenue, N.W. Suite 600 Washington, D.C. 20005-3934 (202) 371-2600

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United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

FILING DATE APPLICATION NUMBER **GRP ART UNIT** FIL FEE REC'D ATTY.DOCKET.NO DRAWINGS TOT CLAIMS IND CLAIMS 09/263,689 03/05/1999 1642 2954 1488.0560002 16 2

> **CONFIRMATION NO. 2137** CORRECTED FILING RECEIPT OC000000007492261*

STERNE KESSLER GOLDST

WASHINGTON, DC 200053934APR 1 1 2002

TECH CENTER 1600/29

Date Mailed: 02/19/2002

Receipt is acknowledged of a CPA in this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

JIAN NI, ROCKVILLE, MD: REINER L. GENTZ, SILVER SPRING, MD: STEVEN M. RUBEN, OLNEY, MD:

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MAR 1 9 2002

THIS APPLN CLAIMS BENEFIT OF 60/028,093 10/09/1996 AND A DIV OF 08/946,914 10/09/1997 PAT 6,027,916

Technology Center 2100

Foreign Applications

If Required, Foreign Filing License Granted 03/24/1999

Domestic Priority data as claimed by applicant

CPA filed on: 02/11/2002

Projected Publication Date: 05/30/2002

Non-Publication Request: No

Early Publication Request: No

GALECTIN 9 POLYPEPTIDES Title

GALECTIN 8.9.10 AND 10SV

435

LICENSE FOR FOREIGN FILING UNDER Title 35, United States SSEE, STATE TECH CENTER 1600/2900 Title 35, United States Code, Section 184

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United States Paten and Trademari



UNITED STATES PATENT T AND TRADEMARK OFFICE WASHINGTON, DC 20231

ATTY, DOCKET NO./TITLE FIRST NAMED APPLICANT APPLICATION NUMBER FILING DATE

09/263,689

03/05/1999

JIAN NI

1488.0560002

CONFIRMATION NO. 2137

OC000000007619260

STERNE KESSLER GOLDSTEIN & FOX 1100 NEW YORK AVENUE NW SUITE 600 WASHINGTON, DC 200053934

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Date Mailed: 03/12/2002

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Publication and General Rules Issues

MAR 1 9 2002

In response to your request for a corrected Filing Receipt, the Office is unable to comply washing logy Center 2100 request because: request because: The articles such as "a", "an", and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title. The words "new", "improved", "improvement of", "improvement in", or "improvement relating to" are not included as the first words in the title of an application because a patent application is, by nature, a new idea or improvement. See MPEP 606. The title appears on the filing receipt in sentence case for publication in the Annual Index of Patents. Amendments are not accepted in provisional applications. See 37 CFR 1.53(c). An amendment or Application Data Sheet is needed to make this change. The inventor's residence will only include the city and state for U.S. residences or city and country for residences outside the U.S. (See MPEP 605.02.) Continuity claimed under 35 USC 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.

Small entity status was previously claimed in this application. To notify the Office of a loss of

entitlement to small entity status, see 37 CFR 1.27(g). To have a good faith error in claiming small entity status excused, see 37 CFR 1.28(c).
The request for non-publication was not timely filed. A request for non-publication must be submitted upon filing of an application. The application is scheduled to be published on the date specified on the filing receipt. See 37 CFR 1.213(a)(1)
The request for non-publication has not been recognized because it is not conspicuous as required by 37 CFR 1.213(a)(2)
The request for non-publication has not been recognized because it does not contain the certification as required by 37 CFR 1.213(a)(3).
The request for non-publication has not been recognized because it is not signed in compliance with 37 CFR 1.33(b) as required by 37 CFR 1.213(a)(4).
There was no prior request for non-publication in this application. The request to rescind the non-publication request will not be processed.
Your request for non-publication will not be acknowledged because this application is not eligible for publication. Only utility and plant applications filed on or after November 29, 2000 are eligible for publication.
The "Non-Publication Request" indicator is correct. If there was a proper request submitted at the time of filing, the notation on the filing receipt will be "Yes". If no such request was made, the notation will be "No".
Assignment information will only be included for applications that are eligible for publication.

Customer Service Center Office of Initial Patent Examination (703) 308-1202